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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Name (Print/Type) Donna Macedo Signature *D. Macedo* Date 08-16-2001

TRANSMITTAL

☒ Small Entity ☐ Large Entity

Application Number 09/835,107
Confirmation Number 4208
Filing Date April 12, 2001
First Named Inventor Christopher R. Tudan et al.
Examiner Unassigned
Group Art 1646
Attorney Docket No. SMAR012

ENCLOSED:	Claims	No. of claims as filed or after amendment	Most claims previously paid for	# Extra Claims	Rate	Totals
<input type="checkbox"/> Amendment Under Rule	Total	26	20	6	9	\$ 54.00
<input type="checkbox"/> 37 CFR §	Independent	3	3	0		\$ -
<input type="checkbox"/> Pages	Multiple					
Total Extra Claim Fees						\$ 54.00

☐ Applicants Petition for an Extension of time from _____ to _____ Fee _____

☒ Response to File Missing Parts (with copy of formalities letter)

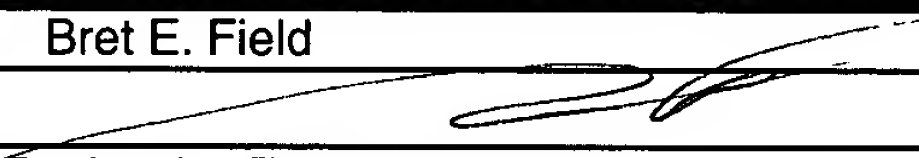
<input checked="" type="checkbox"/> Filing Fee	Fee	\$355.00
<input checked="" type="checkbox"/> Executed Declaration Pages 7	Surcharge Fee	\$65.00
<input checked="" type="checkbox"/> Other Substitute Initial Data Sheet	Fee	
Preliminary Amendment	Fee	
Substitute Specification- Marked-up copy	Fee	
Substitute Specification- Clean copy	Fee	
Subtotal		\$420.00

☐ Information Disclosure Statement

<input type="checkbox"/> PTO Form 1449 Pages _____	Fee	
<input type="checkbox"/> _____ Copies of Cited References	Fee	
<input type="checkbox"/> Other _____	Fee	
Subtotal		\$ -

☐ Response to Notice to Comply (with copy of Notice to Comply)

<input checked="" type="checkbox"/> Sequence Listing Certification	Fee	
<input checked="" type="checkbox"/> Paper Copy of Sequence Listing Pages 31	Fee	
<input checked="" type="checkbox"/> Diskette in computer-readable format	Fee	
<input type="checkbox"/> Other _____	Fee	

<input type="checkbox"/> Terminal Disclaimer		Fee	
<input type="checkbox"/> Appeal to Board of Appeals and Appeal Communication to Group			
<input type="checkbox"/> Notice of Appeal	Pages		Fee
<input type="checkbox"/> Appeal Brief in Triplicate	Pages		Fee
<input type="checkbox"/> Reply Brief	Pages		Fee \$ -
Subtotal			\$ -
<input type="checkbox"/> Other Enclosures and/or Fees		Fee	
<input type="checkbox"/> Change of Correspondence Address			
<input checked="" type="checkbox"/> Return Receipt Postcard		TOTAL FEES \$474.00	
<p>The Commissioner is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0815. If additional fees are required, including extensions of time, please consider this a petition therefore. A duplicate copy of this transmittal is enclosed.</p>			
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED			
Name (Print/Type)	Bret E. Field	Registration No.	37,620
Signature			Date 08-16-2001
Firm Name	Bozicevic, Field & Francis LLP	Address	200 Middlefield Road, Suite 200
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		zip	94025
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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
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 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/835,107	04/12/2001	Hassan Salari	SMAR012

CONFIRMATION NO. 4208

FORMALITIES LETTER



OC000000006195963

Bret E. Field
 Bozicevic, Field and Francis LLP
 Suite 200
 200 Middlefield Road
 Menlo Park, CA 94025

Date Mailed: 06/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$108.
 - \$108 for 6 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 948.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of

08/22/2001 SDENB081 00000047 500815 09835107

 01 FC:201 355.00 CH
 02 FC:203 54.00 CH
 03 FC:205 65.00 CH

another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE